



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

MEH:ddj
Docket No: 7561-00
17 April 2001

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 17 April 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 PERS 815 of 14 March 2001, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY

NAVY PERSONNEL COMMAND

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MILLINGTON TN 38055-0000

1160

PERS-815

14 Mar 01

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORD

Via: PERS-OOZCB

Subj: BCNR PETITION ICO [REDACTED]

Ref: (a) SNM'S DD Form 149 dtd 23 Oct 00
(b) OPNAVINST 1160.6A
(c) NAVADMIN 050/00

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

a. The petitioner's ADSD is 27 July 1994. The petitioner passed through the zone "A" SRB window on 26 July 2000. Reference (b) listed a zone "A" SRB entitlement for the CTA rate at the time petitioner passed through zone.

b. The petitioner reenlisted on 09 November 2000 for three years to continue active service.

c. The requests to backdate the reenlistment of 09 November 2000 to 26 July 2000 and receive the zone "A" SRB entitlement offered in reference (b).

b. Reference (c) provides an early SRB window during the month of passing through zone and on or before the date of passing through zone. Unfortunately, the petitioner reenlisted on 14 November 1997 for three years and received a zone "A" SRB entitlement. Per reference (c), service members reenlisting for SRB may receive only one zone "A", one zone "B", and one zone "C" bonus during a career.

c. The petitioner was not miscounseled concerning SRB eligibility, because he received a zone "A" SRB entitlement once before. Additionally, reference (b) did not list a zone "B" SRB entitlement.

2. In view of the above, recommend the petitioner's record remain as is.

Subj: BCNR PETITION ICO [REDACTED]

3. This is an advisory memorandum to reference (a) for the use by the Board for correction of Naval Records (BCNR) only. Enclosure (1) is returned.

[REDACTED]

MMC(SS) USN
Head,
Reenlistment Incentives Branch